

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Mamoru SHOJI, et al.	:	
	:	
	:	
Conf. No.: 2526	:	Group Art Unit: 2655
	:	
Appln. No.: 10/501,500	:	Examiner: Not Yet Assigned
	:	
Filing Date: July 14, 2004	:	Attorney Docket No.: 10407-95US
	:	(A3030MT-US1)
Title: OPTICAL DATA RECORDING METHOD		

**PETITION TO MAKE SPECIAL FOR NEW APPLICATION
UNDER MPEP § 708.02(I) – MANUFACTURE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

ATTENTION: Group Director, Group 2600

1. Petition

Applicants hereby Petition to Make Special the above-identified new application, which has not received any examination by the Examiner.

2. Statement by Assignee

In support of this Petition to Make Special under MPEP § 708.02(I) –Manufacture, the Assignee of record, **Matsushita Electric Industrial Co., Ltd.**, specifically avers that:

(A) The prospective manufacturer has sufficient capital and facilities to manufacture the subject invention and such capital and facilities will be made available if a patent is granted;

(B) The prospective manufacturer will not manufacture, or will not increase present manufacture, unless certain that the patent will be granted;

(C) The prospective manufacturer obligates itself to manufacture the invention, in the United States or its possessions, in quantity immediately upon the allowance of claims or issuance of a patent which will protect the investment of capital and facilities; and

(D) The Assignee has made or caused to be made a careful and thorough search of the prior art and has a good knowledge of the pertinent prior art.

3. References

Applicant submits that all references most closely related to the subject matter encompassed by the claims are already of record. Specifically, such references were submitted in an Information Disclosure Statement dated July 13, 2004, which cited and enclosed references from an International Search Report dated April 2, 2004 from the European Patent Office concerning counterpart International Application No. PCT/JP03/013011. Additionally, further references were submitted in a Supplemental Information Disclosure Statement dated July 5, 2006.

Therefore, because the above references, including copies of each foreign reference, are already of record, Applicant submits that copies of these references are not required to be submitted with the present petition. However, Applicant will provide copies upon request.

4. Fee

The fee required under 37 CFR 1.17(h) of \$130.00 is to be paid by charging the fee to Deposit Account No. 50-1017.

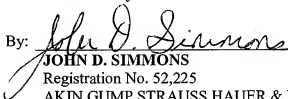
Please charge any fee deficiency to Deposit Account No. 50-1017.

Respectfully submitted,

Mamoru Shoji et al.

August 22, 2006
(Date)

By:


JOHN D. SIMMONS

Registration No. 52,225

AKIN GUMP STRAUSS HAUER & FELD LLP

One Commerce Square

2005 Market Street, Suite 2200

Philadelphia, PA 19103-7013

Telephone: 215-965-1200

Direct Dial: 215-965-1268

Facsimile: 215-965-1210

E-Mail: jsimmons@akingump.com

JDS/DO:cmb